



DECLARATION

As the below-named inventors, we declare that:

Our residences, post office addresses, and citizenships are as stated below under our names.

We believe we are the original, first, and joint inventors of the subject matter claimed and for which a patent is sought on the invention entitled "METHODS AND APPARATUS FOR EFFECTUATING A LASTING CHANGE IN A NEURAL-FUNCTION OF A PATIENT," the specification of which was filed in the U.S. Patent and Trademark Office on March 8, 2001 and assigned application number 09/802,808, confirmation number 8272 (Attorney Docket No. 33734-8020US1), which application claims the benefit of U.S. Provisional Application number 60/217,981, filed July 31, 2000.

We have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above.

We acknowledge our duty to disclose information which is material to the patentability of this application in accordance with 37 C.F.R. § 1.56(a).

We further declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that the making of willfully false statements and the like is punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and may jeopardize the validity of any patent issuing from this patent application.

Andrew D. Firlik
 Andrew D. Firlik

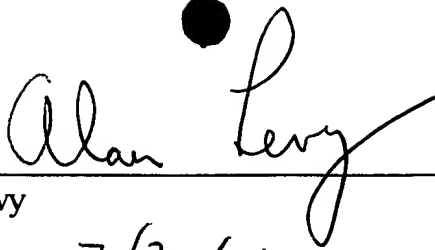
Date 7/23/01
 Residence : City of Ridgefield
 State of Connecticut
 Citizenship : United States of America
 P.O. Address : 44 Still Road
 Ridgefield, CT 06877

Jeffrey Balzer
 Jeffrey Balzer

Date 07-12-01
 Residence : City of Allison Park
 State of Pennsylvania
 Citizenship : United States of America
 P.O. Address : 8176 Post Road
 Allison Park, PA 15101

Bradford E. Gliner
 Bradford E. Gliner

Date 07/30/01
 Residence : City of Sammamish
 State of Washington
 Citizenship : United States of America
 P.O. Address : 4368 230th Way SE
 Sammamish, WA 98072



Alan J. Levy

Date

7/30/01

Residence

:

City of Bellevue

State of Washington

Citizenship

:

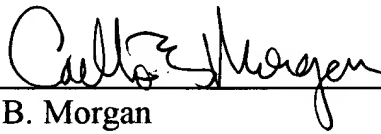
United States of America

P.O. Address

:

5435 154th Avenue SE

Bellevue, WA 98006



Carlton B. Morgan

Date

7/27/01

Residence

:

City of Bainbridge Island

State of Washington

Citizenship

:

United States of America

P.O. Address

:

4143 Palomino Drive NE

Bainbridge Island, WA 98110



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Andrew D. Firlik, Jeffrey Balzer, Bradford E. Gliner,
Alan J. Levy, and Carlton B. Morgan

Application No. : 09/802,808 Confirmation No.: 8272

Filed : March 8, 2001

For : METHODS AND APPARATUS FOR EFFECTUATING A
LASTING CHANGE IN A NEURAL-FUNCTION OF A
PATIENT

Art Unit : 3762

Docket No. : 33734-8020US1

Commissioner for Patents
Washington, DC 20231

ELECTION UNDER 37 C.F.R. §§ 3.71 AND 3.73AND POWER OF ATTORNEY

Sir:

The undersigned, being Assignee of the entire interest in the above-identified application by virtue of an Assignment filed concurrently herewith, a copy of which is enclosed, hereby elects under 37 C.F.R. § 3.71, to prosecute the application to the exclusion of the inventors.

Assignee hereby appoints JERRY A. RIEDINGER, Registration No. 30,582; MAURICE J. PIRIO, Registration No. 33,273; MICHAEL D. BROADDUS, Registration No. 41,637; CATHERINE HONG TRAN, Registration No. 43,960; ROBERT G. WOOLSTON, Registration No. 37,263; PAUL T. PARKER, Registration No. 38,264; JOHN M. WECHKIN, Registration No. 42,216; CHRISTOPHER DALEY-WATSON, Registration No. 34,807; STEVEN D. LAWRENZ, Registration No. 37,376;

JAMES A.D. WHITE, Registration No. 43,985; EDWARD S. HOTCHKISS, Registration No. 33,904; JAMES NICKELSON, Registration No. 46,140; STEPHEN E. ARNETT, Registration No. 47,392; and DAVINA L. CHILDS, Registration No. 47,485, of Perkins Coie LLP, as the principal attorneys with full power of substitution, association, and revocation to prosecute said application, to transact all business in the Patent and Trademark Office connected therewith, and to receive the letters patent therefor. Please direct all correspondence to Customer Number 25096.

Bar Code:



25096

PATENT TRADEMARK OFFICE

Pursuant to 37 C.F.R. § 3.73, the undersigned duly authorized designee of Assignee certifies that the evidentiary documents have been reviewed, specifically the Assignment to Vertis Neuroscience, Inc.. filed concurrently herewith for recording, a copy of which is attached hereto, and certifies that to the best of my knowledge and belief, title remains in the name of the Assignee.

Vertis Neuroscience, Inc.

7/30/01

Date

Alan J. Levy

Alan J. Levy
President and CEO

PTP:tdg

Enclosure:

Copy of Assignment

ASSIGNMENT

WHEREAS, we, Andrew D. Firlik, Jeffrey Balzer, Bradford E. Gliner, Alan J. Levy, and Carlton B. Morgan ("ASSIGNORS"), having post office addresses of 44 Still Road, Ridgefield, CT 06877; 8176 Post Road, Allison Park, PA 15101; 4368 230th Way SE, Sammamish, WA 98072; 5435 154th Avenue SE, Bellevue, WA 98006; and 4143 Palomino Drive NE, Bainbridge Island, WA 98110, respectively, are the joint inventors of an invention entitled "METHODS AND APPARATUS FOR EFFECTUATING A LASTING CHANGE IN A NEURAL-FUNCTION OF A PATIENT," as described and claimed in the specification for which an application for United States letters patent was filed on March 8, 2001 and assigned Application No. 09/802,808. This application claims the benefit of U.S. Provisional Application No. 60/217,981, filed July 31, 2000.

WHEREAS, Vertis Neuroscience, Inc. ("ASSIGNEE"), a corporation of the State of Washington having a place of business at 2101 Fourth Avenue, Suite 200, Seattle, WA 98121, is desirous of acquiring the entire right, title, and interest in and to the invention and in and to any patents that may be granted therefor in the United States and in any and all foreign countries;

NOW, THEREFORE, in exchange for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, ASSIGNORS hereby sell, assign, and transfer unto ASSIGNEE, its legal representatives, successors, and assigns, the entire right, title and interest in and to the invention as set forth in the above-mentioned application, including any continuations, continuations-in-part, divisions, reissues, re-examinations, or extensions thereof, any other inventions described in the application, and any and all patents of the United States of America and all foreign countries that may be issued for the invention, including the right to file foreign applications directly in the name of ASSIGNEE and to claim priority rights deriving from the United States application to which foreign applications are entitled by virtue of international convention, treaty or otherwise, the invention, application and all patents on

the invention to be held and enjoyed by ASSIGNEE and its successors and assigns for their use and benefit and of their successors and assigns as fully and entirely as the same would have been held and enjoyed by ASSIGNORS had this assignment, transfer, and sale not been made.

UPON THE ABOVE-STATED CONSIDERATIONS, ASSIGNORS agree to not execute any writing or do any act whatsoever conflicting with this assignment, and at any time upon request, without further or additional consideration but at the expense of ASSIGNEE, execute all instruments and documents and do such additional acts as ASSIGNEE may deem necessary or desirable to perfect ASSIGNEE's enjoyment of this grant, and render all necessary assistance required for the making and prosecution of applications for United States and foreign patents on the invention, for litigation regarding the patents, or for the purpose of protecting title to the invention or patents therefor.

ASSIGNORS authorize and request the Commissioner of Patents and Trademarks to issue any Patent of the United States that may be issued for the invention to ASSIGNEE.

Date
State of CT)
County of Fairfield)

Andrew D. Firlik

ss.

I certify that I know or have satisfactory evidence that Andrew D. Firlik is the person who appeared before me, and the person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

Dated July 23, 2001

Signature of
Notary Public

Printed Name Frances M. Keler

My appointment expires March 31, 2005

07-12-01
Date
State of Pennsylvania
County of Allegheny

Jeffrey Balzer
ss.

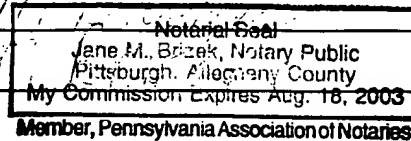
I certify that I know or have satisfactory evidence that Jeffrey Balzer is the person who appeared before me, and the person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

Dated 7-12-01

Signature of
Notary Public

Printed Name

My appointment expires



07/30/01
Date
State of Washington
County of King

Bradford E. Gliner
Bradford E. Gliner
ss.

I certify that I know or have satisfactory evidence that Bradford E. Gliner is the person who appeared before me, and the person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

Dated 7-30-01

Signature of
Notary Public

Printed Name

My appointment expires

Charlene M. Anderson
CHARLENE M. ANDERSON

7-15-03

7/30/01
Date
State of Washington
County of King

Alan J. Levy
Alan J. Levy

ss.

I certify that I know or have satisfactory evidence that Alan J. Levy is the person who appeared before me, and the person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

Dated 7-30-01

Signature of
Notary Public Charlene M. Anderson

Printed Name CHARLENE M. ANDERSON

My appointment expires 7-15-03

7/27/01
Date
State of Washington
County of Kitsap

Carlton B. Morgan
Carlton B. Morgan

ss.

I certify that I know or have satisfactory evidence that Carlton B. Morgan is the person who appeared before me, and the person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

Dated 7-27-01

Signature of
Notary Public Charlene M. Anderson

Printed Name CHARLENE M. ANDERSON

My appointment expires 7-15-03